

KATE McKENNA, AICP
Executive Officer

MINUTES OF
LOCAL AGENCY FORMATION COMMISSION OF MONTEREY COUNTY
Adopted July 24, 2006

Regular Meeting
Monday, June 26, 2006, 4:00 p.m.
Board of Supervisors Chambers
Monterey County Government Center
168 West Alisal, First Floor
Salinas, California

The meeting of the Local Agency Formation Commission (LAFCO) of Monterey County was called to order by Chair Calcagno at 4:05 p.m. in the Monterey County Board of Supervisors Chambers. Commissioner Perkins led the Pledge of Allegiance.

ROLL CALL

Members Present

Chair Calcagno, Chair (*County Member*)
Commissioner Caballero Vice-Chair (*City Member*)
Commissioner Darington, Alternate (*Public Member*)
Commissioner DiMaggio (*Public Member*)
Commissioner Gourley, Alternate (*City Member*)
Commissioner McGowan (*Special District Member*)
Commissioner Perkins (*Special District Member*)
Commissioner Rubio, (*City Member*)
Commissioner Smith (*County Member*)

Members Absent

Commissioner Armenta, Alternate (*County Member*)
Commissioner Shirrel, Alternate (*Special District Member*)

Staff Present

Kate McKenna, AICP, Executive Officer
Thomas A. McCue, AICP, Senior Analyst
Charles McKee, LAFCO Counsel
Jennifer Buckman, Special LAFCO Counsel
Rachelle Jones, LAFCO Clerk

Chair Calcagno announced Commissioner Ralph Rubio, appointed by the Mayor Selection Committee, as the new City Member to fill the vacancy left by Commissioner Jim Costello.

Item 4: Minutes

4.a Approval of Minutes of the May 22, 2006 Regular LAFCO Meeting.

Commissioner McGowan requested changes to items in the minutes of May 22 that showed her as voting. She was absent from the meeting.

Upon Motion of Commissioner Smith, seconded by Commissioner Perkins, minutes of the May 22, 2006 Regular LAFCO meeting were approved, by the following vote:

AYES: Commissioners Smith, Perkins, Caballero, Calcagno, DiMaggio, and McGowan
NOES: None
ABSTAIN: Commissioners Rubio

Item 5: Public Comment:

None

Item 6: Commissioner Comment:

None

Item 7.a: Consent Agenda:

Executive Officer McKenna provided staff report.

Upon Motion of Commissioner Smith, seconded by Commissioner Perkins, consent agenda item: receive check register for May 2006, was unanimously approved.

Item 8: Old Business

8.a Consider Status Report and Revised Schedule for Carmel Valley Incorporation Proposal (*LAFCO File #03-10*).

Executive Officer McKenna provided status report of the Carmel Valley Incorporation proposal including issues involved with moving forward with the proposal. She also made reference to a letter, dated June 23rd and distributed to the Commission, from Attorney Frank Lunding.

Chair Calcagno opened item to the floor.

Public Comment

Sherry Damon, Lombardo and Gilles, requested that the review period for the Comprehensive Fiscal Analysis be extended past 30 days. Max Chaplin, Carmel Valley Forum, thanked Commission for attempting to accelerate the time-frame for the incorporation process, but is agreeable to extending the election to June 2007. Cynthia Buhl, General Manager, Cross Roads Shopping Village, referenced a letter that requests that the shopping village be excluded from the

incorporation area. Glenn Robinson, President of the Carmel Valley Association, requested the Commission adopt a resolution at the regular LAFCO meeting in October. Joan Bizzozero, President of the Carmel Views Community Association, requested to opt-out of the incorporation boundaries based on 125 votes, of their members, with 115 against and 10 for incorporation. Melvin Steckler, resident of Carmel Valley addressed problems in the latest shift in the Carmel Valley schedule. Attorney Frank Lunding pointed out the basics of his letter, distributed to Commission, which addressed potential issues with the Comprehensive Fiscal Analysis. Bob Sinotte, President of Save Carmel Valley, provided results of recent surveys, from the mouth of the valley and in the village, requesting exclusion from the proposal. Paul Ingraham, resident of Carmel Valley Village gave suggestions for changes to the proposed boundaries.

Chair Calcagno closed item to the floor.

Commissioner Comment and Action

Commissioner Perkins requested dates for the survey results provided by Mr. Sinotte. Mr. Sinotte provided information on those dates. Some results were from some time ago and some were more recent. Commissioner McGowan said that she would like the community to understand the pros and cons of incorporation. Commissioner Rubio raised several questions regarding the proposal. Chair Calcagno suggested that he meet with Executive Officer McKenna and Counsel to address those questions.

Upon Motion of Commissioner Smith, and seconded by Commissioner Perkins, status report and revised schedule for Carmel Valley Incorporation Proposal (*LAFCO File #03-10*), was unanimously approved.

Item 9: Public Hearing

9.a Consideration of a Proposal by the Pebble Beach Community Services District for the Reorganization of Latent Powers to Provide Police and Security Services by the District, Consistent with the Community Services District Act. (*LAFCO File No. 06-05*).

Contract Analyst Michael McCormick provided report.

Chair Calcagno opened item to the floor.

Public Comment

Craig Anthony, General Manager, Pebble Beach Community Services District, provided further explanation for the request for reorganization of latent powers in the District. Rick Verbanec, Vice President Board of the Pebble Beach Community Services District Board, agreed with the staff report and offered to answer any questions. Under-sheriff, Nancy Cuffney, said that the sheriff's office supports the reorganization of latent powers. Jack Kidder, President of the Del Monte Forest Property Owners, spoke in support of the reorganization.

Chair Calcagno closed item to the floor.

Commissioner Comment and Action

Commissioner Darington and Chair Calcagno asked for clarity in the language, and for a spelling error to be corrected on the resolution. Commissioner DiMaggio questioned the need for police rather than hired security for the Community Services District. Counsel McKee addressed these concerns.

Upon Motion of Commissioner Perkins, seconded by Commissioner Smith, proposal by the Pebble Beach Community Services District for the Reorganization of Latent Powers to Provide Police and Security Services by the District, Consistent with the Community Services District Act (*LAFCO File No. 06-05*), was unanimously approved.

9.b Consideration of the Draft Municipal Services Review Report for the Greater Salinas Area.

Contract Analyst Michael McCormick provided staff report and presentation.

Chair Calcagno opened item to the floor.

Public Comment

Hans Jongens supplied comments concerning growth in Salinas. Mr. McCormick clarified that the MSR does not allow for growth in any specific area, but is an opportunity to explore options.

Chair Calcagno closed item to the floor.

Commissioner Action

Upon motion of Commissioner Perkins, seconded by Commissioner McGowan, the Municipal Services Review Report for the Greater Salinas Area was unanimously approved.

Item 10: New Business

10.a Consider Reclassification Study and Salary Range Adjustment for the Senior Secretary Position and Salary Range Adjustment for the Senior Analyst Position.

Executive Officer McKenna provided report.

There was no public comment on this item.

Commissioner Comment and Action

Commissioner McGowan questioned whether the new salary ranges would include step increases occurring as a result of performance evaluations. Ms. McKenna provided explanation of the structure for increases.

Upon motion of Commissioner McGowan, and seconded by Commissioner DiMaggio, Reclassification Study and Salary Range Adjustment for the Senior Secretary Position and Salary Range Adjustment for the Senior Analyst Position, were unanimously approved.

10.b Nominations for CALAFCO Achievement Awards.

Executive Officer McKenna provided report.

There was no public comment on this item.

Commissioner Comment and Action

Commissioner Gourley suggested the Commission consider nominations for both Chair Calcagno for the Government Leadership award, and Commissioner Darington for the Distinguished Service Award, and any other nominations be given to Executive Officer McKenna, before the Item is brought back to the Commission next month.

Upon Motion of Chair Calcagno, there being no objection, Item 10.b - Nominations for CALAFCO Achievement Awards, was continued to the next regular LAFCO meeting with suggestions provided by Commissioner Gourley.

10.c Nominations for CALAFCO Board of Directors.

Executive Officer McKenna provided report. She explained that Commissioner Gourley's term will be expiring this year.

There was no public comment on this item.

Commissioner Action

Upon Motion of Chair Calcagno, and seconded by Commissioner Smith, Commissioner Gourley was nominated for the CALAFCO Board of Directors.

10.d Attendance at 2006 CALAFCO Annual Conference.

Executive Officer McKenna provided report.

There was no public comment on this item.

Commissioner Comment and Action

Commissioner Darington suggested that two Commissioners in addition to the two CALAFCO Board Members be allowed to attend the conference, and that priority be given to new Commissioner.

Upon Motion of Chair Calcagno, and seconded by Commissioner Smith, attendance at the 2006 CALAFCO Annual Conference was unanimously approved for LAFCO Executive Officer and two Senior Analysts, Commissioners Gourley, Smith, and two additional Commissioners. Item was continued to the next regular LAFCO meeting in order to decide which additional Commissioners will attend the conference.

10.e Designate Voting Delegates at CALAFCO Annual Conference.

Executive Officer McKenna provided report.

There was no public comment on this item.

Commissioner Action

Upon Motion of Chair Smith, and seconded by Commissioner Perkins, Commissioner Gourley as the voting delegate and Commissioner Smith as the alternate voting delegate, were designated for the 2006 CALAFCO Annual Conference.

10.f Election of Chair and Chair Pro Tempore for a Term Ending May 2007.

Chair Calcagno explained the customary practice of the Chair Pro Tempore replacing the Chair. Anna Caballero, Vice Chair, said that she anticipates leaving around mid-year, and suggested filling the open positions with two Commissioners who will likely be on the Commission for the next two years.

There was no public comment on this item.

Commissioner Action

Upon Motion of Commissioner Smith, and seconded by Chair Calcagno, there being no objection, Commissioner Perkins was elected as Chair and Commissioner Rubio as Chair Pro Tempore.

Chair Calcagno asked Commissioner Perkins to continue the meeting as Chair of the Commission. Chair Perkins agreed.

Item 11: Executive Officer's Report

None

Item 12: Correspondence

None

Item 13: Closed Session - Under Government Code Section 54950 et.seq.

- a. Pursuant to Government Code Section 54956.9 (b) – Potential Litigation
The Commission will Confer with Legal Counsel Regarding One Item of
Significant Exposure to Litigation:
Carmel Valley Incorporation Proposal (*LAFCO File No. 03-10*)

Chair Perkins moved that Commission and LAFCO Counsel meet in closed session to discuss items 13.a.

Commission reconvened in open session. There was no reportable action taken on this item.

Item 14: Adjournment

On motion of Chair Calcagno, there being no objection, the meeting was adjourned at 6:40 p.m. to the next regular LAFCO meeting to be held on Monday, July 24, 2006 at 4:00 p.m. in the Board of Supervisors Chamber, 168 W. Alisal St., First Floor, Salinas, California.

Respectfully Submitted,

Rachelle Jones
LAFCO Clerk